

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FIFTH DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY
WRIT PETITION NO: 21115 of 1999

Between:

M/s.Sri.Laxmi Wines (IL-24 license) Rep by its Proprietor S.srinivas
Reddy S/o.S.Sathi Reddy
R/o.Kushaiguda Village , Keesara Mandal R.R.Dist.

... PETITIONER

AND

- 1 The Proh &Excise Superintendent RR.Dist
Narayanaguda Hyderabad.
- 2 The Circle Inspector Proh & Excise Station
Uppal , RR.Dist.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to May be pleased to issue a writ of Mandamus directing the respondents to consider the case of the petitioner for refixing the license fee M/s. Sri.Laxmi Wines, Premises bearing No.1-7-226 Kamalanagar, Kushaiguda R.R.dist., at Rs.6,00,000/- per year for the Excise Year 1998-99 and 1999-2000 on the basis of the distance certificate furnished by the Roads and Buildings Department Vide Lr.No.DB/D2/CRD/99-2000 , 1187 , dt:29-9-99 by considering the representation Dt: 30-9-1999 and in the meanwhile the respondents shall be restrained from the insisting upon the petitioner to pay the remaining balance license fee of Rs.3,00,000/- payable for the Excise Year 1999-2000 as the petitioner have already furnished Bank guarantee for such an amount and pass such other order or orders.

For the Petitioner: MR.M.DAMODAR REDDY, Advocate.

For the Respondent No.: GP FOR PROHIBITION & EXCISE

The Court Made the Following Order:

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W.P.NO.21115 OF 1999

ORDER:

Learned counsel for the petitioner submits that the relief claimed by the petitioner has become infructuous since the excise year 1998–1999 and 1999–2000 for which the licence is sought has already been expired long back.

Recording the above submission made by the learned counsel for the petitioner, the writ petition is dismissed as infructuous. No costs.

(A. GOPAL REDDY, J)

June 25, 2004

Dsk/Murthy

Copy to:

- 1 The Proh & Excise Superintendent RR.Dist
Narayanaguda Hyderabad.
- 2 The Circle Inspector Proh & Excise Station
Uppal , RR.Dist.
3. Two C.Cs. to the G.P for Prohibition and Excise, High Court
Buildings,
Hyderabad (OUT)
4. Two C.D. copies.